

S/11
United States District Court

DISTRICT OF GUAM
4TH FLOOR, U.S. COURTHOUSE
520 WEST SOLEDAD AVENUE
HAGATNA, GUAM 96910

WATKINSON, CLERK
U.S. COURT OF APPEALS

MAY 09 2007

FILED _____
DOCKETED _____
DATE _____
INITIAL _____

MARY L.M. MORAN
CLERK OF COURT

May 7, 2007

TEL: (671) 473-9100
FAX: (671) 473-9152

OFFICE OF THE CLERK
U. S. Court of Appeals
for the Ninth Circuit
95 Seventh Street
P. O. Box 193939
San Francisco, CA 94119-3939

07-15839

RE: CRIMINAL CASE NO. 05-00047/CIVIL CASE NO. 06-00037
Jason Coburian Ortiola vs United States of America

In reference to the above-entitled case, enclosed herewith are the following documents:

- (X) Certified copy of **Notice of Appeal**, filed May 4, 2007
- (X) Certified copy of **Motion Under 28 USC 2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody**, filed December 8, 2006; **Order Denying Motion Under 28 USC 2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody**, filed April 17, 2007
- (X) Certified copy of Docket Sheet
- (X) Notice of Appeal Notification Form
- (X) Excerpts of Record - (Docs 48, 51, 59, 62, 63, 64, 65, 67, 68, 69, 70)
- (X) Other - **Motion for Certificate of Appealability**, filed April 27, 2007; **Order Denying Motion for Certificate of Appealability**, filed May 2, 2007

Please acknowledge receipt on the enclosed copy of this letter. Thank you.

Sincerely,

Marilyn B. Alcon
Marilyn B. Alcon
Deputy Clerk

RECEIVED
MAY 16 2007

DISTRICT COURT OF GUAM
HAGATNA, GUAM

Enclosures

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NOTICE OF APPEAL NOTIFICATION FORM

Please Fill Out Completely

CASE INFORMATION:

07-15839 COPY

Short Case Title: Ortiola vs USA

Court of Appeals No. (leave blank if a unassigned) _____

U.S. District Court, Division & Judge Name : District Court of Guam/Hon. Frances Tydingco-Gatewood

Criminal and/or Civil Case No.: CR-05-00047/CV-06-00037

Date Complaint/Indictment/Petition Filed: Indictment fld 6/8/2005

Date Appealed order/judgment entered: Order fld 5/2/2007 - EOD 5/2/2007

Date NOA filed: _____

Date(s) of Indictment 6/8/2005 Plea Hearing 8/24/2005 Sentencing 9/20/2006

COA Status (check one): ☐ granted in full (attach order) ☐ denied in full (send record)
☐ granted in part (attach order) ☐ pending

Court Reporter(s) Name & Phone Number: Wanda M. Miles/(671) 472-8655

Magistrate Judge's Order? If so, please attach.

FEE INFORMATION

Date Docket Fee Paid: No

Date Docket Fee Billed: _____

Date FP granted: _____

Date FP denied: _____

Is FP pending? ☐ yes ☒ no

Was FP limited ☐? Revoked ☐?

US Government Appeal? ☐ yes ☒ no

Companion Cases? Please list: _____

Please attach copy of any order granting, denying or revoking FP.

COUNSEL INFORMATION (please include email address)

Appellate Counsel:

Appellee Counsel:

Richard P. Arens

Karon V. Johnson

Office of the Federal Public Defender

Assistant U.S. Attorney

400 Route 8, Suite 501

Sirena Plaza, Suite 500

First Hawaiian Bank Building

108 Hernan Cortez Avenue

Hagatna, Guam 96910

Hagatna, Guam 96910

☐ retained ☐ CJA ☒ FPD ☐ Pro Se ☐ Other

Please attach appointment order.

DEFENDANT INFORMATION

Prisoner ID _____

Address: _____

Custody _____

Bail _____

COPY

AMENDED NOTIFICATION INFORMATION

Date Fees Paid _____

9th Circuit Docket Number

07-15839

Name & Phone Number of Person Completing this Form: **Marilyn B. Alcon/(671) 473-9138**
marilyn_alcon@gud.uscourts.gov